



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

X

NEPHY CRUZ and MICHAEL BALLETTO, as  
TRUSTEES OF THE DISTRICT 6 INTERNATIONAL  
UNION OF INDUSTRIAL, SERVICE, TRANSPORT  
AND HEALTH EMPLOYEES HEALTH AND  
PENSION PLANS, TRUSTEES OF THE DISTRICT 6  
INTERNATIONAL UNION OF INDUSTRIAL,  
SERVICE, TRANSPORT AND HEALTH EMPLOYEES  
PENSION PLAN,

Index No.: 6391/07 (GBD)

Plaintiffs,

- against -

PINNACLE MANAGING CO., LLC; REALTY CORP.,  
LLC, a/k/a 3647 REALTY COL, LLC a/k/a 3657  
REALTY COL, LLC; and WIENER REALTY, LLC,

**STIPULATION AND ORDER**

Defendants.

X

IT IS HEREBY STIPULATED AND AGREED, by and between the  
undersigned, that the time for Defendants to move, answer, or otherwise plead with respect  
to the Complaint in the above-captioned action shall be and is hereby extended through  
and including October 15, 2007 on the condition that Defendants shall permit Plaintiffs to

conduct an audit of Defendants' books and records on or before October 15, 2007, or as soon thereafter as the parties' and/or their auditors' schedules permit.

Dated: New York, New York  
September 18, 2007

By:

Charles R. Virginia (CV 8214)  
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Attorneys for Plaintiffs

By:

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Attorneys for Defendants

SO ORDERED: SEP 19 2007

George B. Daniels  
U.S.D.J.  
HON. GEORGE B. DANIELS